(1)

Chhoor

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 896 OF 2003

PETITIONER : Smt. Anima, Wife of Biganram aged about 33 years, Sarpanch, Gram Panchayat Ara, Police Station & Tahsil - Sitapur, District - Surguja (C G).

VERSUS

RESPONDENTS :

1. The Collector, Surguja, Dist - Surguja (C G).
2. The Sub Divisional Officer (Revenue), Sitapur, Distt - Surguja (C G).
3. C E O, Janpat Panchayat Sitapur, Distt - Surguja (C G).
4. The Tahsildar, Sitapur, Distt - Surguja (C G).
5. Bhagirati Yadav, Son of late Sri Subhuram, aged about 50 years.
6. Dhaneshwar Ram, Son of Mangalu Ram aged about 35 years.
7. Bhagal Ram, Son of Motiram aged about 52 years
8. Ludhu Ram Son of Bulchu Ram aged about 60 years.
9. Durga Ram, Son of Jhaduram aged about 40 years
10. Kaluwa Ram, Son of Manglu Ram aged about 55 years
11. Gopal Ram, Son of Shukla Ram, aged about 45 years.
12. Kandru Ram, Son of Shukla Ram aged about 45 years.
13. Krishna Prasad Singh, Son of Ousap ram aged about 38 years.

P.R. No. 771/03
Presented by Shri S. Pandey
dated 11.03.03

11/3/03

शपथ आयुक्त
एस. के. शुक्ला
बिलासपुर (म.प्र.)
सितापुर तहसील

(9)

14. Balit Ram, Son of Pawan Ram aged about 32 years.

15. Smt. Herabai, Wife of Pandey Ram, aged about 40 years.

16. Smt. Basantibai, Wife of Chhannu Ram, aged about 45 years.

17. Smt. Amaravati, Wife of Somarsai aged about 28 years.

(Respondents from 5 to 17 are all residents of Village - Ara, Tahsil & Police Station - Sitapur, District - Surguja (C G).)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

45

आदेश पत्रक

W.P. No. 896/2003

मामला क्रमांक ..... सन् 200 .

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

17-3-2003

Shri Prashant Mishra, Advocate for the petitioner.

Shri Sanjay K. Agrawal, Dy. Advocate General for the State.

Heard.

This petition under Article 226/227 of the Constitution of India has been preferred against the order dated 28-2-2003 passed by the Collector Sarguja in case No. 172/B-121/2003.

It is submitted that the petitioner was Sarpanch of Gram Panchayat Ara. A resolution regarding no confidence motion dated 20-2-2003 was passed against him. The dispute was raised before the Collector Sarguja and in that case an oral prayer was made for stay of the resolution. By the impugned order, the Collector has rejected the oral prayer. Counsel for the applicant relied on a decision in the case of Rani Bai –v- State of Chhattisgarh and other reported in 2002 Law Times Cases page 161.

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(46)

आदेश पत्रक

मामला क्रमांक W.P. No. 896/2003 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Having considered the facts and circumstances of the case and material on record, in the opinion of this Court, ends of justice will be served if an opportunity is given to the petitioner to make an application duly supported by an affidavit along with a copy of this order before the Collector. If such an application is filed, the same shall be considered/decided on its own merits in accordance with law. With this observation, the petition stands disposed of with liberty to file afresh if eventuality arises. In view of the above order, M.W.P. No. 783/2003 and I.A. No. 2368/2003 also stand disposed of. Certified copy as per rules. Sd/- Fakhruddin Judge	

[पीछे देखिये